



Attorney Docket No. 54275.8005.US03

PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

IN RE APPLICATION OF: ANNA P. CATANIA ET AL.

APPLICATION No.: 10/659,053

FILED: SEPTEMBER 8, 2003

FOR: A COMPOSITION AND METHOD OF TREATMENT
FOR UROGENITAL CONDITIONS

EXAMINER:

ART UNIT:

CONF. NO:

INFORMATION DISCLOSURE STATEMENT

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

1. Timing of Submission

This information disclosure is being filed within three months of the filing date of this application or date of entry into the national stage of an international application or before the mailing date of a first Office action on the merits, whichever occurs last [37 C.F.R. § 1.97(b)]. The references listed on the enclosed Form PTO-1449 (modified) may be material to the examination of this application; the Examiner is requested to make them of record in the application.

2. Cited Information

Copies of references marked by asterisks (i.e. A14, A15, and A16) have not been cited previously in the parent application. Because this application was filed after 30 June 2003, no copies of these U.S. patents are enclosed (See Notice of Deputy Commissioner Kunin on 11 July 2003).

Copies of all references not marked by asterisks can be found in parent U.S. Application No. 09/535,066 and/or in U.S. Application No. 10/442,683 to which Applicant also claimed priority.

Certificate of Mailing

I hereby certify that this paper (along with any referred to as being attached or enclosed) is being deposited with the United States Postal Service on the date shown below with sufficient postage in an envelope addressed to Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

February 5, 2004
Date of Deposit

Debbie Gilbert
Debbie Gilbert

3. Effect of Information Disclosure Statement (37 C.F.R. § 1.97(h))

This Information Disclosure Statement is not to be construed as a representation that: (i) a search has been made; (ii) additional information material to the examination of this application does not exist; (iii) the information, protocols, results and the like reported by third parties are accurate or enabling; or (iv) the cited information is, or is considered to be, material to patentability. In addition, applicant does not admit that any enclosed item of information constitutes prior art to the subject invention and specifically reserves the right to demonstrate that any such reference is not prior art.

4. Fee Payment

No fees are believed due because this Information Disclosure Statement is being filed before the mailing date of the first Office Action.

However, should the Commissioner determine that fees are due in order for this Information Disclosure Statement to be considered, the Commissioner is hereby authorized to charge such fees to Deposit Account No. 50-2586.

Dated: 2/5, 2004

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INFORMATION DISCLOSURE STATEMENT BY APPLICANT FEB 09 2004 Form PTO-1449 (Modified) (Use several sheets if necessary)				COMPLETE IF KNOWN	
				Application Number	10/659,053
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				First Named Inventor	James M. LIPTON
				Group Art Unit	
				Examiner Name	
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U.S. PATENT DOCUMENTS						
Examiner Initials	Cite No.	U.S. Patent or Application		Name of Patentee or Inventor of Cited Document	Date of Publication or Filing Date of Cited Document	Pages, Columns, Lines, Where Relevant Figures Appear
		NUMBER	Kind Code (if known)			
	A1	09/533,341		Catania Anna P. et al.	03/23/00	
	A2	09/957,765		Catania Anna P. et al.	09/21/01	
	A3	US-2002/0137685		Catania et al.	09/21/01	
	A4	60/200,287		Lipton, J.M.	04/28/00	
	A5	09/774,282		Lipton, J.M.	01/29/01	
	A6	09/828,272		Lipton, J.M.	04/06/01	
	A7	09/704,327		Lipton, J.M.	11/01/00	
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	A17	09/535,066		Lipton et al.	03/23/00	
	A18	10/420,578		Lipton et al.	04/21/03	
	A19	10/426,647		Lipton et al.	04/29/03	
	A20	10/298,142		Lipton	11/15/02	

FOREIGN PATENT DOCUMENTS						
Examiner Initial	Cite No.	Foreign Patent or Application		Name of Patentee or Applicant of Cited Document	Date of Publication or Filing Date of Cited Document	Pages, Columns, Lines, Where Relevant Figures Appear
		Office	NUMBER			
	B1		EP 0972 522 A1	Mahe et al.	01/19/00	
	B2		FR 2,784,028		04/07/00	

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	B3		WO 97/10838	Mahe et al.	03/27/97	
	B4		WO 93/01211	Rathjen et al.	01/21/93	
	B5		PCT/US00/07846		03/23/00	
	B6		WO 99/58101	Jarroussee et al.	11/18/99	
	B7		WO 00/42856	Taylor et al.	07/27/00	

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OTHER PRIOR ART-NON PATENT LITERATURE DOCUMENTS

Examiner Initials	Cite No.	Include name of the author (in CAPITAL LETTERS), title of the article (when appropriate), title of the item (book, magazine, journal, serial, symposium, catalog, etc.), date, page(s), volume issue number(s), publisher, city and/or country where published.	T
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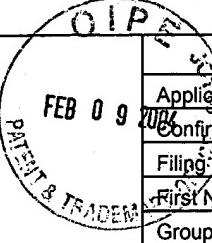
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C29	CHIAO, H., et al., "α-MSH reduces endotoxin-induced liver inflammation," <i>J. Clin. Invest.</i> 97: 2038-2044, (1996).
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C55	HILTZ, M.E., et al., "α-MSH Peptides Inhibit Acute Inflammation Induced in Mice by rIL-1β, rIL-6, rTNF-α and endogenous pyrogen but not that cause by LTB ₄ , PAF and rIL-8," <i>Cytokine</i> 4(4):320-328 (1992).
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C74	LIPTON, J.M., "Modulation of Host Defense by the Neuropeptide α -MSH," <i>The Yale Journal of Biology and Medicine</i> 63: 173-182 (1990).
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